IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

: CASE NO. 10-17127-MDC

SHELL'S DISPOSAL AND RECYCLING, INC.,

Debtor

: Chapter 11

SHELL'S DISPOSAL AND RECYCLING, INC., :

Plaintiff

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: Adv. No.: 12-00714-mdc

CITY OF LANCASTER, ET AL.,

Defendants

ORDER GRANTING STIPULATION FOR DISMISSAL OF ADVERSARY PROCEEDING WITHOUT PREJUDICE

AND NOW, this day of August, 2013, it is hereby ORDERED AND DECREED that the above captioned adversary proceeding is dismissed without prejudice. It is also ordered and decreed that the United States District Court for the Eastern District of Pennsylvania is the proper court to decide whether Plaintiff should be allowed to proceed with case number 07-CV-3545.

MACOELINE D. COLEMAN

UNITED STATES BANKRUPTCY JUDGE

Lawrence G. Frank, Esquire Thomas, Long, Niesen and Kennard 212 Locust Street, Suite 500 Harrisburg, PA 17101

Clayton W. Davidson, Esquire McNees Wallace & Nurick LLC 100 Pine Street P.O. Box 1166 Harrisburg, PA 17108-1166